

# EXHIBIT B

1 IN THE UNITED STATES DISTRICT COURT  
2 DISTRICT OF MASSACHUSETTS

3  
4 Case No. 04-CV-12253

COPY

5  
6 STEVEN McDERMOTT and  
7 STACEY McDERMOTT,

8  
9 Plaintiffs,

10

11 vs.

12

13 FED EX GROUND PACKAGE

14 SYSTEM, INC., T.S. PRUITT,

15

16 Defendants.

17

18 DEPOSITION OF

19 BRADLEY BEACH

20 Tuesday, August 15, 2006

1 DEPOSITION OF BRADLEY BEACH,  
2 taken by the Defendants at the Holiday  
3 Inn, 200 Tigue Street, Dunmore,  
4 Pennsylvania, before Susan D. Kashmere,  
5 RPR an Notary Public, on Tuesday,  
6 August 15, 2006, commencing at  
7 11:30 a.m.

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1     A P P E A R A N C E S:

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3       On behalf of the Plaintiffs:

4             GOGUEN, McLAUGHLIN, RICHARDS &

5             MAHANEY, LLP

6             2 Pleasant Street

7             South Natick, Massachusetts 01760

8             (508) 651-1000

9             BY:   JOSEPH M. MAHANEY, ESQ.

10

11

12       On behalf of the Defendants:

13             CAMPBELL, CAMPBELL, EDWARDS &

14             CONROY

15             One Constitution Plaza

16             Third Floor

17             Boston, Massachusetts 02129

18             (617) 241-3000

19             BY:   MICHAEL R. BROWN, ESQ.

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## 1 I N D E X

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3 WITNESS: BRADLEY BEACH

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5 PAGE

6 DIRECT EXAMINATION BY MR. BROWN 6

7 CROSS-EXAMINATION BY MR. MAHANEY 83

8 REDIRECT EXAMINATION BY MR. BROWN 149

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## 11 E X H I B I T S

12

13 NUMBER DESCRIPTION PAGE

14 1 Subpoena issued to

15 Trooper Bradley Beach 16

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1 speed on it.

2 Q. Are you aware of a truck that was  
3 owned by Allegiance?

4 A. Yes.

5 Q. And can you tell me -- and please feel  
6 free to refer to the accident  
7 reports -- can you tell me where that  
8 ended up at the end of the accident?

9 A. That one I'd have to look which one  
10 Allegiance was.

11 That was the basic cause  
12 of the whole crash. He wound up  
13 several hundred feet west of where all  
14 the other vehicles came to rest and it  
15 would have been on the north berm on  
16 its left side.

17 Q. Do you recall the nature of how he  
18 came to rest there, the nature of his  
19 part of the collision?

20 A. He came to rest as a result of being

1

AGENCY CERTIFICATE

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3

We hereby certify that a

4

Notary Public, in and for the State of

5

Pennsylvania, duly commissioned and

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qualified to administer oaths, swore in

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BRADLEY BEACH, witness.

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We further certify that the

10

foregoing deposition was taken

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stenographically by a representative of

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our firm in the presence of counsel and

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reduced to typewriting under our

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direction, and the foregoing is a true

15

and accurate transcript of the

16

testimony.

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We further certify that we are

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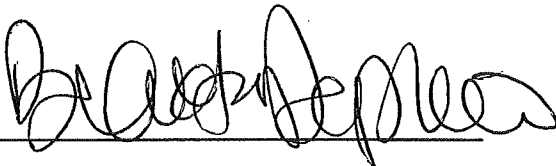
neither of counsel nor attorney to

20

either of the parties to said suit, nor

1 are we an employee of either party to  
2 said suit, nor are we interested in the  
3 outcome of said cause.

4  
5 Certified by Braxton Depositions  
6 this 15<sup>th</sup> day of September, 2006.

7  
8   
9

10 BRAXTON DEPOSITIONS